

TRANSOUT

**U.S. Bankruptcy Court  
Southern District of Indiana (Indianapolis)  
Miscellaneous Proceeding #: 10-56003  
Internal Use Only**

*Assigned to:* Anthony J. Metz III

*Date Filed:* 06/21/10

**Debtor**  
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**Motor Liquidation Company, et al  
f/k/a General Motors Corp. et al.**

represented by **Deborah Kovsky-Apap**  
Pepper Hamilton LLP  
100 Renaissance Center, Suite 3600  
Detroit, MI 48243  
313-393-7331  
Fax : 313-731-1572  
Email: kovskyd@pepperlaw.com

**Plaintiff**  
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**MCM Management Corp.**

represented by **James A Federoff**  
Federoff Kuchmay, LLP  
10445 Illinois Road  
Fort Wayne, IN 46814  
260-338-4506  
*LEAD ATTORNEY*  
**Jason M. Kuchmay**  
Federoff Kuchmay LLP  
10445 Illinois Road  
Fort Wayne, IN 46814  
260-207-2100  
Fax : 260-207-2101  
Email: jmk@federoff-law.com

V.

**Defendant**  
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**Manual Transmissions of Muncie,  
LLC**

represented by **Deborah Kovsky-Apap**  
(See above for address)  
**Thomas C Scherer**  
Bingham McHale LLP  
10 W Market St Ste 2700  
Indianapolis, IN 46204-2954  
317-968-5407  
Fax : 317-236-9907  
Email: tscherer@binghammchale.com

**LEAD ATTORNEY**

**Whitney L Mosby**

10 West Market Street, #2700

Indianapolis, IN 46204

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Email: wmosby@binghammchale.com

**LEAD ATTORNEY**

**The State of Indiana**

represented by **The State of Indiana**  
 PRO SE

**The Treasurer of Delaware County,  
 Indiana**

represented by **The Treasurer of Delaware County,  
 Indiana**  
 PRO SE

**U.S. Trustee**

**U.S. Trustee**

101 W. Ohio St.. Ste. 1000

Indianapolis, IN 46204

317-226-6101

Filing Date	#	Docket Text
06/21/2010	<a href="#">1</a>	In re: Motors Liquidation Company, et al f/k/a General Motors Corp., et al., Debtor. <b>Notice of Removal</b> filed by Whitney L. Mosby and Thomas C. Scherer on behalf of MCM Management Corp., Plaintiff vs. Manual Transmissions of Muncie, LLC, The State of Indiana, and the Treasurer of Delaware County, Indiana, Defendants. (Attachments: (1) Adversary Cover Sheet) (ske). (Entered: 06/22/2010)
06/21/2010	<a href="#">2</a>	Appearance filed by Thomas C Scherer on behalf of Defendant Manual Transmissions of Muncie, LLC. (ske). (Entered: 06/22/2010)
06/21/2010	<a href="#">3</a>	Appearance filed by Whitney L Mosby on behalf of Defendant Manual Transmissions of Muncie, LLC. (ske). (Entered: 06/22/2010)
06/22/2010		Receipt of Filing/Indexing of Foreign Paper for \$39.00. Receipt Number 269845. (SE) (Entered: 06/22/2010)
		Motion for Out-of-District Transfer of Adversary to Southern District of New York <i>Bankruptcy Court</i> filed by Whitney L Mosby on behalf of Defendant Manual Transmissions of Muncie,

06/24/2010	● <u>4</u>	LLC. (Mosby, Whitney) (Entered: 06/24/2010) [Granted by #32] [CM08]
06/25/2010	● <u>5</u>	Notice of Extension of Time to File Answer <i>or Otherwise Respond to Complaint</i> filed by Whitney L Mosby on behalf of Defendant Manual Transmissions of Muncie, LLC (re: Doc # <u>1</u> ). <i>Answer due by 7/1/2010</i> . (Mosby, Whitney) (Entered: 06/25/2010)
06/28/2010	● <u>6</u>	Order Granting Manual Transmissions of Muncie, LLC's Motion for Enlargement of Time to Answer or Otherwise Respond to Complaint to and including 7/1/10 (re: Doc # <u>5</u> ). (dsw) (Entered: 06/30/2010)
06/30/2010	● <u>7</u>	Notice Issued on Motion for Transfer of Adversary Proceeding (re: Doc # <u>4</u> ). <i>Notice issued; Objections due by 7/14/2010</i> . (dsw) (Entered: 06/30/2010)
07/01/2010	● <u>8</u>	Answer and Affirmative Defenses to Complaint filed by Whitney L Mosby on behalf of Defendant Manual Transmissions of Muncie, LLC. (re: Doc. <u>1</u> ) (sos) (Entered: 07/01/2010)
07/01/2010		Deadlines terminated: Generic Deadline for a Tickler Entry ( <u>6</u> ). (dsw) (Entered: 07/01/2010)
07/02/2010	● <u>9</u>	Appearance filed by Jason M Kuchmay on behalf of Plaintiff MCM Management Corp. (mtn) (Entered: 07/02/2010)
07/02/2010	● <u>10</u>	Notice of Submission of Statement Denying Allegations in Notice of Removal filed by Jason M Kuchmay on behalf of Plaintiff MCM Management Corp. (re: Doc # <u>1</u> ). (mtn) (Entered: 07/02/2010)
07/02/2010	● <u>11</u>	BNC Certificate of Service - NOTICE (re: Doc # <u>7</u> ). No. of Notices: 2 Service Date 07/02/2010. (Admin.) (Entered: 07/03/2010)
07/02/2010	● <u>12</u>	BNC Certificate of Service - ORDER (re: Doc # <u>6</u> ). No. of Notices: 2 Service Date 07/02/2010. (Admin.) (Entered: 07/03/2010)
07/14/2010	● <u>13</u>	Response in Opposition to Motion for Transfer of Adversary Proceeding filed by Jason M. Kuchmay on behalf of Plaintiff MCM Management Corp. (re: Doc # <u>4</u> ). (Kuchmay, Jason) (Entered: 07/14/2010)
		Motion for Remand filed by Jason M. Kuchmay on behalf of

07/14/2010	● <u>14</u>	Plaintiff MCM Management Corp. (Kuchmay, Jason) (Entered: 07/14/2010) [Denied by #33]
07/14/2010	● <u>15</u>	Response in Support of Motion for Remand filed by Jason M. Kuchmay on behalf of Plaintiff MCM Management Corp. (re: Doc # <u>14</u> ). (Attachments: (1) Exhibit A to Complaint (2) Exhibit A-1 to Complaint (3) Exhibit A-2 to Complaint (4) Exhibit B to Complaint (5) Exhibit C to Complaint) (Kuchmay, Jason) (Entered: 07/14/2010)
07/23/2010	● <u>16</u>	Official Court Notice Setting Hearing on Motion for Remand filed by Jason M. Kuchmay on behalf of Plaintiff MCM Management Corp. (re: Doc # <u>14</u> ). <i>Hearing to be held on 8/5/2010 at 09:00 AM EDT at Rm 311 U.S. Courthouse, Indianapolis.</i> (rss). CORRECTION: Notice issued in error; See document #17. Modified on 7/23/2010 (mtn). (Entered: 07/23/2010)
07/23/2010	● <u>17</u>	Official Court Notice Setting Hearing on Motion for Remand filed by Jason M. Kuchmay on behalf of Plaintiff MCM Management Corp. (re: Doc # <u>14</u> ). <i>Hearing to be held on 8/5/2010 at 03:00 PM EDT at Rm 311 U.S. Courthouse, Indianapolis.</i> (rss) (Entered: 07/23/2010)
07/25/2010	● <u>18</u>	BNC Certificate of Service - OFFICIAL COURT NOTICE (re: Doc # <u>17</u> ). No. of Notices: 1 Service Date 07/25/2010. (Admin.) (Entered: 07/26/2010)
07/26/2010	● <u>19</u>	Reply to Response filed by Whitney L Mosby on behalf of Defendant Manual Transmissions of Muncie, LLC (re: Doc # <u>13</u> ). (Mosby, Whitney) (Entered: 07/26/2010)
07/26/2010	● <u>20</u>	Motion for Authority to Stay Ruling on Motion to Remand Pending the Resolution of the Motion for Transfer to the United States Bankruptcy Court for the Southern District of New York Pursuant to 28 U.S.C. Section 1412 filed by Whitney L Mosby on behalf of Defendant Manual Transmissions of Muncie, LLC. (Mosby, Whitney) (Entered: 07/26/2010)
07/28/2010	● <u>21</u>	<i>Electronic Notification Re:</i> Hearing on Motion for Out-of-District Transfer of Adversary to Southern District of New York with Objection and Response filed thereto (re: Doc # <u>4</u> , <u>13</u> , <u>19</u> ). <i>Hearing to be held on 8/5/2010 at 03:00 PM EDT at Rm 311 U.S. Courthouse, Indianapolis.</i> (sos) (Entered: 07/28/2010)
		Motion to Continue Hearing re: Official Court Notice Setting Hearing (Adv), and all other matters to be heard at that time filed by Jason M. Kuchmay on behalf of Plaintiff MCM Management

07/28/2010	● <u>22</u>	Corp. (re: Doc # <u>17</u> ). (Kuchmay, Jason) (Entered: 07/28/2010) [Granted by # <u>23</u> ]
07/28/2010	● <u>23</u>	Order Granting Motion to Continue Hearing ( <i>Docket Order Only</i> ) (re: Doc # <u>22</u> ). Notice Issued. <i>Hearing to be held on 8/12/2010 at 01:30 PM EDT at Rm 311 U.S. Courthouse, Indianapolis.</i> (sos) (Entered: 07/28/2010)
07/30/2010	● <u>24</u>	Response in Opposition to Motion for Remand filed by Whitney L Mosby on behalf of Defendant Manual Transmissions of Muncie, LLC (re: Doc # <u>14</u> ). (Mosby, Whitney) (Entered: 07/30/2010)
07/30/2010	● <u>25</u>	BNC Certificate of Service - OFFICIAL COURT NOTICE (re: Doc # <u>23</u> ). No. of Notices: 1 Service Date 07/30/2010. (Admin.) (Entered: 07/31/2010)
08/05/2010	● <u>26</u>	Minute Entry/Order re: (1) Hearing: MCM Management Corp.'s Motion for Remand. Vacated: Continuance requested. Matters reset for 8/12/10 at 1:30 pm (re: Doc # <u>14</u> ). (2) Hearing on Motion for Out-of-District Transfer of Adversary with Objection and Response filed thereto. Vacated: Continuance requested. Matters reset for 8/12/10 at 1:30 pm (re: Doc # <u>13</u> , <u>19</u> , <u>4</u> ). ( <i>Docket Order Only</i> ). (sos) (Entered: 08/05/2010)
08/06/2010	● <u>27</u>	Reply to Motion for Remand filed by Jason M. Kuchmay on behalf of Plaintiff MCM Management Corp. (re: Doc # <u>14</u> ). (Kuchmay, Jason) (Entered: 08/06/2010)
08/10/2010	● <u>28</u>	Objection to Motion for Authority filed by Jason M. Kuchmay on behalf of Plaintiff MCM Management Corp. (re: Doc # <u>20</u> ). (Kuchmay, Jason) (Entered: 08/10/2010)
08/12/2010	● <u>29</u>	Motion to Appear Pro Hac Vice with Affidavit in Support filed by Deborah Kovsky-Apap on behalf of Defendant Manual Transmissions of Muncie, LLC, Debtor Motor Liquidation Company, et al f/k/a General Motors Corp. et al. <i>Filing fee for Pro Hac Vice Motion due 08/26/2010.</i> (Attachments: (1) Exhibit A - Affidavit) (Kovsky-Apap, Deborah) (Entered: 08/12/2010) [Granted by # <u>31</u> ]
08/12/2010		Temporary Receipt in the amount of \$30.00 for Motion for Pro Hac Vice (Temporary Receipt No. 701803) (re: Doc # <u>29</u> ). (jdc) (Entered: 08/12/2010)
		Minute Entry/Order re: (1) Continued Hearing: MCM Management Corp.'s Motion for Remand. Parties Appear by

08/12/2010	● <u>30</u>	Counsel. Motion for Remand Rendered Moot by Court's Order Granting the Motion for Out-of-District Transfer of Adversary (re: Doc # <u>14</u> , <u>15</u> , <u>20</u> , <u>24</u> ). (2) Continued Hearing on Motion for Out-of-District Transfer of Adversary with Objection and Response filed thereto. Arguments heard. Court grants Motion for Out-of-District Transfer of Adversary (W. Mosby to submit orders) (re: Doc # <u>13</u> , <u>19</u> , <u>4</u> ). (rss) (Entered: 08/12/2010)
08/12/2010	●	Receipt in the amount of \$30.00 for Motion for Pro Hac Vice (District Court Receipt No. IP019451) (re: Doc # <u>29</u> ). (lmf) (Entered: 08/13/2010)
09/13/2010	● <u>31</u>	Order Granting Motion to Appear Pro Hac Vice (re: Doc # <u>29</u> ). (rob) (Entered: 09/14/2010)
09/13/2010	● <u>32</u>	Order Granting Motion for Out-of-District Transfer of Adversary to Southern District of New York <i>Bankruptcy Court</i> (re: Doc # <u>4</u> ). (rob) (Entered: 09/14/2010)
09/13/2010	● <u>33</u>	Order Denying Motion for Remand As Moot(re: Doc # <u>14</u> ) (rob) (Entered: 09/14/2010)
09/16/2010	● <u>34</u>	BNC Certificate of Service - ORDER (re: Doc # <u>32</u> ). No. of Notices: 1 Service Date 09/16/2010. (Admin.) (Entered: 09/17/2010)
09/16/2010	● <u>35</u>	BNC Certificate of Service - ORDER (re: Doc # <u>33</u> ). No. of Notices: 1 Service Date 09/16/2010. (Admin.) (Entered: 09/17/2010)